

LYNDON CITY COUNCIL
REGULAR MEETING MINUTES OF
August 3, 2020

The Lyndon City Council met in regular session on Monday, August 3, 2020, 7:00 p.m., at City Hall.

1. CALL TO ORDER: Mayor Steve Morrison called the meeting to order.

- a) ROLL CALL: City Clerk called roll of the City Council. Mayor Steve Morrison, Council President Darin Schmitt, and members Kevin Heit, and Lynn Atchison present. Members Katie Shepard and Doug Harty absent with notification.

City Staff present: Pat Walsh, City Attorney; Julie Stutzman, City Clerk; Scott Culley, Public Works; Darrel Manning, Law Enforcement Supervisor; and Officer David Forkenbrock; Travis Brown, Zoning Administrator (7:40).

Others Present: Mike Peroo, CPA; and residents Brett Lewis, Toby Young, Teresa Lane, Bruce Lane, Daniel Mathias, Christina Mathias, Charles Hanna, Sharon Hanna, Zach Hanna, Eunice Wedermyer, Larry Wedermyer, Joshua Payne (7:30), Carla Sloop (7:30), Mike Jones (7:30) and Gene Hirt.

2. APPROVAL OF MINUTES OF PREVIOUS MEETING:

- a) Schmitt made the motion to approve the regular meeting minutes of July 20, 2020 as amended. Atchison seconded; motion carried.

3. CONSENT AGENDA:

- a) Approval of Bills: Atchison made the motion to approve the bills as set forth. Heit seconded; motion carried.

4. PUBLIC COMMENTS:

Gene Hirt voiced his concerns about Ash Court and the Planning and Zoning meeting.

Toby Young chose not to speak and Mary Young who was also listed in public comment was unable to attend.

Teresa Lane chose not to speak, however, Mrs. Lane stated she might have questions on the CARES act funding.

The City Clerk stated there will be brief discussion on the CDBG-CV funding, however, the city was just awarded on July 23, 2020 and is in the very early stages of the grant process. She also noted that the agreement is just being signed this evening. She also stated that the CARES act funding is through Osage County.

Letitia Garber was also listed on public comment, however, did not attend the meeting.

Eunice Wedermyer asked if the Planning and Zoning Commission does or does not have control over the types of development that are allowed on Ash Court and if the final decision falls on the city council.

It was noted that the Council had not been brought up to speed on any zoning issues on Ash Court. The City Clerk stated there had been a variance hearing earlier in the evening regarding one of the properties on Ash Court where one of the duplexes had been built and that the Planning and Zoning Commission is still upstairs convened in their regular meeting discussing the issues and that is why it has not reached council as it is still in the variance process. At the next meeting, the recommendation from the Planning and Zoning Commission will be brought to Council at which time they can approve or disapprove the recommendation of the commission.

Daniel Mathias, Christina Mathias, Charles Hanna, Sharon Hanna, and Eunice Wedermyer voiced their concerns about the future developments planned for Ash Court, how these developments will affect their property values, and the safety of their neighborhood.

After lengthy discussion, Mayor Morrison called the meeting to order, stated the variance will be on the agenda at the next meeting for discussion and review, and welcomed residents to be put on public comment at the August 17 meeting agenda to speak on the issue. Mayor Morrison stated that he appreciated the fact they attended the meeting to bring this to the attention of the Council and he will be speaking with the Planning and Zoning Commission regarding their view and recommendations on the issue.

The City Clerk took down the names of those who requested in advance to be put on the agenda for the August 17 meeting.

5. CORRESPONDENCE TO COUNCIL:

- Letter from resident requesting stop sign at 8th and Jefferson along with pictures of the intersection provided by Officer Manning and was briefly discussed with the Officer Manning. Request was tabled to the next meeting.
- Letter from Mediacom stating certain NFL channels will be removed.

6. UNFINISHED BUSINESS:

- a) 2021 BUDGET PRESENTATION: Mike Peroo, CPA presented the 2021 budget to the governing body. He discussed the cash position of the city and the 2020 assessed valuation/number of housing units in the city versus previous years with an overview of how this information affects the mill levy totals in the budget. He also discussed the cash position of the utility funds and the overview of whether or not those funds are covering the operation, maintenance and debt service of those utilities. The need to raise sewer rates to cover debt service was also discussed. Mr. Peroo reviewed the summary page of the proposed 2020 budget and noted the total mill levy for the 2021 budget remains the same at

2020 at 66.360. After the presentation, Heit made the motion to proceed with holding the budget hearing at the August 17, 2020 meeting. Atchison seconded; motion carried.

7. NEW BUSINESS:

- a) CDBG-CV NOTICE OF AWARD AND AGREEMENT: The Council received a copy of the letter from the Kansas Department of Commerce which awards the city CDBG-CV funding in the amount of \$167,000 and also a copy of the grant agreement for review. The City Attorney stated he reviewed the agreement and did not have any concerns. After brief discussion of the grant process, Atchison made the motion to authorize the Mayor to sign the CDBG-CV grant agreement on behalf of the city. Heit seconded; motion carried.

8. STAFF REPORTS:

- a) POLICE: Council received a copy of the Officer Manning's report from July 19 to August 2, 2020.

Copy of Officer Forkenbrock's report from July 18 to August 2, 2020.

- b) PUBLIC WORKS: Council received a copy of the Maintenance Activity report from July 21 to August 3, 2020.

The Maintenance Supervisor stated they have started prepping streets for the street project.

- c) CITY CLERK: Easement packets for Jackson Street project were received today by the City and City Attorney. Project updates will be provided at the August 17 meeting.

Received email from Chelsea Morris with USDA in regards to a drop in interest rates and that it may be wise to consider closing on the temporary financing for city's RD Loan. Not sure how or if it will affect the KDHE principal forgiveness but it may be a good idea to look into it. Called Don Jensen (bond counsel) and the interest rate is at 1.5%. He is going to be contacting Rick Enszt and begin working on a plan for the city in this regard.

CDBG-CV paperwork is well underway and with the Mayor signing the paperwork tonight. All paperwork will be submitted by tomorrow or by the end of the week.

Working with grant administrator on putting together expenses to submit to the County for the CARES act funding. Things discussed included equipment to work remotely, PPE, and sanitizing supplies such as UV lights.

Sold first UTV permit on July 31. Stickers came in today and the ordinance takes affect Thursday, August 6. City Clerk asked to clarify when the permits will expire as there was many discussion and ideas at the last meeting. It was consensus of the Council that the permits will run calendar year (January to December) instead of August to August or 1 year from the date of purchase and will expire December 31, 2021. The City Clerk also stated that she updated the registration to include the DL number and copy of DL as well as a note stating that each permit holder was provided a copy of the ordinance when they applied.

9. COUNCIL/MAYOR COMMENTS AND REPORTS:

Atchison stated that at the next meeting there will probably be some requests for clarification on the UTV Ordinance and classifications of the certain types of UTV's.

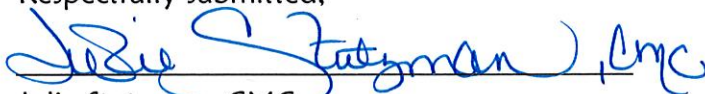
Atchison asked if there were any buyers on the utility poles at Jones Park and the Maintenance Supervisor stated he was working with the school on clarifying which were football field poles and which were ball diamond poles. The Maintenance Supervisor stated he will get the pictures to the City Clerk.

Mayor Morrison thanked the city staff for their continued hard work.

10. EXECUTIVE SESSION: At 9:35 p.m. Atchison made the motion to recess to executive session for non-elected personnel for 15 minutes with the City Attorney attending. Schmitt seconded; motion carried. At 9:50 p.m. Council reconvened with no binding action taken.

11. ADJOURNMENT: Schmitt made the motion to adjourn to Monday, August 17, 2020 at 7:00 p.m. for regular meeting. Heit seconded; motion carried.

Respectfully submitted,



Julie Stutzman, CMC
City Clerk

Approved by the governing body on August 17, 2020

Attest:



Julie Stutzman, CMC
City Clerk

